

TIMOTHY HOPSON, SR.,  
  
Plaintiff,  
  
v.  
  
GPM INVESTMENTS, LLC,  
  
Defendant.

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Case No. 2:23-cv-105  
  
Judge Travis R. McDonough  
  
Magistrate Judge Cynthia R. Wyrick

Before the Court is Magistrate Judge Cynthia R. Wyrick's report and recommendation (Doc. 5), which recommends that the Court dismiss Plaintiff Timothy Hopson, Sr.'s amended complaint without prejudice.

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On screening, Magistrate Judge Wyrick found that Plaintiff had not alleged sufficient facts to invoke this Court's subject-matter jurisdiction. (Doc. 5, at 5.) Specifically, Plaintiff did not allege facts from which the Court could determine Defendant's citizenship for purposes of diversity jurisdiction. (*Id.*) Magistrate Judge Wyrick noted that this is Plaintiff's second suit against Defendant, the first of which was also dismissed for failure to adequately allege facts which would support diversity jurisdiction. (*Id.* at 4.) Plaintiff has filed no objections to Magistrate Judge Wyrick's report and recommendation and the time to do so has now passed.

After reviewing the record, the Court agrees with Magistrate Judge Wyrick's report and recommendation. The Court hereby **ACCEPTS** and **ADOPTS** Magistrate Judge Wyrick's report and recommendation (Doc. 5). This action **SHALL** be **DISMISSED WITHOUT PREJUDICE**.

**AN APPROPRIATE JUDGMENT WILL ENTER.**

/s/ Travis R. McDonough

**TRAVIS R. MCDONOUGH**  
**UNITED STATES DISTRICT JUDGE**